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Order Filed on June 27, 2022 by Clerk U.S. Bankruptcy Court District of New Jersey

## UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY

In re:	Chapter 13
Dorothy Broughton,	Case No. 19-17151-ABA
80 2	Hearing Date: June 21, 2022 at 2:00 PM
Debtor.	Judge: Andrew B. Altenburg Jr.

# CONSENT ORDER PROVIDING FOR REINSTATEMENT OF THE AUTOMATIC STAY, PROVIDING FOR CURE OF POST-PETITION ARREARS AND ONGOING ESCROW PAYMENTS

The relief set forth on the following pages, number two (2) through three (3) is hereby

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ORDERED

**DATED: June 27, 2022** 

Honorable Andrew B. Altenburg, Jr. United States Bankruptcy Court Page 2

Debtor:

Dorothy Broughton 19-17151-ABA

Case No.: Caption of Order:

CONSENT ORDER PROVIDING FOR REINSTATEMENT OF THE AUTOMATIC STAY, PROVIDING FOR CURE OF POST-

PETITION ARREARS AND ONGOING ESCROW PAYMENTS

THIS MATTER having been opened to the Court upon Dorothy Broughton's ("Debtor") Motion to Reinstate Automatic Stay (the "Motion") seeking reinstatement of the stay as to Nationstar Mortgage LLC d/b/a Champion Mortgage (ECF No. 52), with respect to the lien on Debtor's property commonly known as 1410 Osborne Drive, Port Norris, New Jersey 08349 (the "Property"), and the underlying claim and loan having been transferred to Mortgage Assets Management, LLC as serviced by PHH Mortgage Corporation ("Secured Creditor") while the automatic stay was vacated, , and Secured Creditor having filed opposition to the Motion (ECF No. 54), and the Court having conducted a hearing on June 21, 2022, and the Court noting the consent of the parties to the form, substance, and entry of the within Consent Order, and for the reasons set forth on the record during the hearing, and for good cause shown it is hereby:

### ORDERED AS FOLLOWS:

- The Motion is granted automatic stay is reinstated with respect to Secured Creditor and Property.
- Debtor is required to self-pay taxes and maintain insurance.
- Secured Creditor and/or its predecessor advanced the sum of \$5,928.17 for taxes and the sum of \$1,906.00 for insurance on Debtor's behalf for a total post-petition delinquency of \$7,834.17.
- 4. On June 21, 2022, Debtor was to immediately forward a payment in the amount of \$2,900.00 to Secured Creditor towards the post-petition delinquency.
- 5. The remaining post-petition arrears balance of \$4,934.17 is to be cured in three (3) installments:
  - 1) A payment shall be made in the amount of \$1,644.73 no later than July 20, 2022;
  - 2) A payment in the amount of \$1,644.73 shall be made no later than August 20, 2022; and
  - 3) A final payment in the amount of \$1,644.74 shall be made no later than September

20, 2022.

- 6. Debtor shall resume self-payment of taxes beginning with the taxes due for August 1, 2022.
- 7. Secured Creditor may submit a post-petition mortgage fee notice for the fees and costs associated with cancellation of the sheriff's sale of the Property if the sale could not be rescheduled and the trustee shall pay said fee notice through the Debtor's plan.
- 8. If Debtor should default by failing to make the aforementioned lump sum payment, fail to make ongoing cure payments or fail to make future post-petition escrow payments for taxes and insurance Secured Creditor may submit an order vacating the automatic stay to the Court under the seven (7) day rule without further application to the Court and the Court may enter an Order vacating the automatic stay permitting Secured Creditor to proceed with its action against the Property.
- Debtor shall pay attorney fees and costs for the certification of default in the amount of \$500.00 to be paid as an administrative claim through the plan.

Consent to Form and Entry	
McCalla Raymer Leibert Pierce, LLC Attorney for the Secured Creditor  By:	Law Office of Moshe Rothenberg Attorney for the Debtor  By: /s/ Moshe Rothenberg, Es
Philip A. Raythond, Esq.	Moshe Rothenberg, Esq.
Date: 6.24.2022	Date: June 24, 2022

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### Case 19-17151-ABA Doc 65 Filed 06/29/22 Entered 06/30/22 00:13:30 Desc Imaged Certificate of Notice Page 4 of 5

United States Bankruptcy Court
District of New Jersey

In re: Case No. 19-17151-ABA

Dorothy Broughton Chapter 13

Debtor

CERTIFICATE OF NOTICE

District/off: 0312-1 User: admin Page 1 of 2
Date Rcvd: Jun 27, 2022 Form ID: pdf903 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jun 29, 2022:

Recipi ID Recipient Name and Address

db + Dorothy Broughton, 1410 Osborne Drive, Port Norris, NJ 08349-3620

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

### **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

### **NOTICE CERTIFICATION**

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 29, 2022 Signature: /s/Gustava Winters

#### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on June 27, 2022 at the address(es) listed below:

Name Email Address

Denise E. Carlon

on behalf of Creditor Nationstar Mortgage LLC d/b/a Champion Mortgage Company dcarlon@kmllawgroup.com

bkgroup@kmllawgroup.com

Isabel C. Balboa

 $ecfmail@standingtrustee.com\\\ summary mail@standingtrustee.com\\$ 

Isabel C. Balboa

on behalf of Trustee Isabel C. Balboa ecfmail@standingtrustee.com summarymail@standingtrustee.com

Moshe Rothenberg

on behalf of Debtor Dorothy Broughton moshe@mosherothenberg.com alyson@mosherothenberg.com;ajohn880@gmail.com

Phillip Andrew Raymond

on behalf of Creditor Mortgage Assets Management LLC as serviced by PHH Mortgage Corporation

phillip.raymond@mccalla.com, mccallaecf@ecf.courtdrive.com

Phillip Andrew Raymond

Case 19-17151-ABA Doc 65 Filed 06/29/22 Entered 06/30/22 00:13:30 Desc Imaged Certificate of Notice Page 5 of 5

District/off: 0312-1 User: admin Page 2 of 2
Date Rcvd: Jun 27, 2022 Form ID: pdf903 Total Noticed: 1

on behalf of Creditor Nationstar Mortgage LLC d/b/a Champion Mortgage Company phillip.raymond@mccalla.com

mccallaecf@ecf.courtdrive.com

Rebecca Ann Solarz

on behalf of Creditor Nationstar Mortgage LLC d/b/a Champion Mortgage Company rsolarz@kmllawgroup.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 8